

AUG 26 2005

MORRISON | FOERSTER19900 MACARTHUR BLVD.
IRVINE
CALIFORNIA 92612-2445TELEPHONE: 949.251.7500
FACSIMILE: 949.251.0900

WWW.MOFO.COM

MORRISON & FOERSTER LLP
NEW YORK, SAN FRANCISCO,
LOS ANGELES, PALO ALTO,
SAN DIEGO, WASHINGTON, D.C.,
DENVER, NORTHERN VIRGINIA,
ORANGE COUNTY, SACRAMENTO,
WALNUT CREEK, CENTURY CITYTOKYO, LONDON, BEIJING,
SHANGHAI, HONG KONG,
SINGAPORE, BRUSSELS

To:

NAME:	FACSIMILE:	TELEPHONE:
USPTO Mail Stop Amendment	(571) 273-8300	

FROM: Barbara M. Hayashi

DATE: August 26, 2005

Number of pages with cover page:	4	Our Reference 480062001500
-------------------------------------	---	----------------------------

Preparer of this slip has confirmed that facsimile number given is correct: 11487/BMH2**CAUTION - CONFIDENTIAL**

This facsimile contains confidential information that may also be privileged. Unless you are the addressee (or authorized to receive for the addressee), you may not copy, use, or distribute it. If you have received it in error, please advise Morrison & Foerster LLP immediately by telephone or facsimile and return it promptly by mail.

Comments:

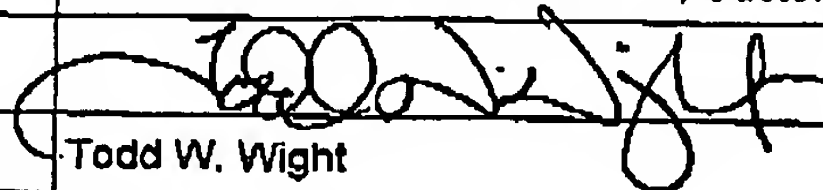
Application No. 10/648,969

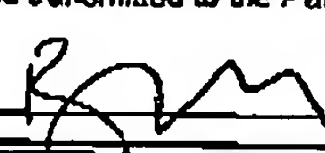
Attached: 1) Transmittal Form, 2) Response to Restriction Requirement – 2 pages.

PTO/SB/21 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/648,969
		Filing Date	August 27, 2003
		First Named Inventor	Daniel J. TRIPLET
		Art Unit	3763
		Examiner Name	M. K. Han
Total Number of Pages in This Submission	3	Attorney Docket Number	480062001500

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply - 2 pages <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	MORRISON & FOERSTER LLP, Customer No. 25224		
Signature			
Printed name	Todd W. Wight		
Date	August 26, 2005	Reg. No.	45,218

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (571) 273-8300, on the date shown below.	
Dated: August 26, 2005	Signature:  (Barbara Hayashi)

00-302546

RECEIVED
CENTRAL FAX CENTER

003

AUG 26 2005

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. 571-273-8300, on the date shown below.

Dated: August 26, 2005

Signature: 

(Barbara Hayashi)

Docket No.: 480062001500
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Daniel J. TRIPLETT et al.

Application No.: 10/648,969

Confirmation No.: 4711

Filed: August 27, 2003

Art Unit: 3763

For: SAFETY HUBER NEEDLE WITH POSITIVE
FLUSH

Examiner: Mark K. Han

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the restriction requirement set forth in the Office Action mailed July 27, 2005, for which a response is due August 27, 2005. Accordingly, this response is timely filed.

oc-302349

Application No.: 10/648,969

2

Docket No.: 480062001500

The Examiner has required restriction between five patentably distinct inventions, with claims 1-17 (Group I) drawing to a base, claims 18-34 (Group II) drawn to a reservoir, claims 35-56 (Group III) drawn to a compressible member, claim 57 (Group IV) drawn to a method of supplying fluid, and claim 58 (Group V) drawn to a method of preventing negative pressure.

Applicant hereby provisionally elects Group I, identified by the Examiner as containing claims 1-17, and Species I (claims 1-17) for continued examination without traverse.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing 480062001500. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: August 26, 2005

Respectfully submitted,

By 
Todd W. Wight

Registration No.: 45,218
MORRISON & FOERSTER LLP
19900 MacArthur Boulevard
Irvine, California 92612-2445
(949) 251-7189

BEST AVAILABLE COPY

oc-302349